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Comments:
 Enclosed are copies of Declaration originally filed on 7/10/2002 and accompanying documents.
 If you have any questions, please feel free to call me at 858-509-4065.

Confidentiality Note:
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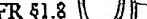
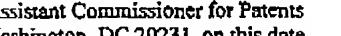
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Attorney Docket No. 087102 0272558

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE AUG 16 2004

Applicants: REED, et al.) Certificate of Mailing Under 37 CFR §1.8 
Serial No.: 10/071,174) I hereby certify that on the date indicated below, this
Filing Date: February 7, 2002) paper and the attached papers are being delivered via
For: APOPTOSIS MODULATOR) U.S. First Class Mail, postage pre-paid addressed to:
) Assistant Commissioner for Patents
) Washington, DC 20231, on this date
) 
) Karen F. Massie
) 7/10/02
) Date

OFFICIAL

TRANSMITTAL LETTER

Assistant Commissioner of Patents
Washington, D.C. 20231

Sir:

Transmitted herewith for filing are the following:

1. Filing Completion Under Rule 53(f);
2. Declaration of Inventorship;
3. Assignment Coversheet;
4. Assignment;
5. Power of Attorney of Assignee;
6. Statement Under 37 CFR 3.73(b);
7. Copy of Notice of Missing Parts; and
8. Return Postcard.

The Commissioner is hereby authorized to charge any fee, including any submitted herewith, if the attached check(s) is in the wrong amount or otherwise improper or missing, that may be due in connection with this and the attached papers, or with this application during its entire

Page 2

pendency to or to credit any overpayment to Deposit Account 03-3975.

Respectfully submitted,

PILLSBURY WINTHROP LLP

Date: July 10, 2002

By 
Robert M. Bedgood, Ph.D., Reg. No. 43,488

11682 El Camino Real, Suite 200
San Diego, CA 92130-2593
Facsimile: (858) 509-4010
Direct Line: (858) 509-4065

Certificate of Mailing Under 37 C.F.R. §1.10

I hereby certify that this correspondence (along with any paper referred to as being attached or enclosed) is being mailed via "First Class Mail" service of the United States Postal Services on the date shown below in an envelope addressed to the Assistant Commissioner for Patents, U.S. Patent and Trademark Office, Washington D.C. 20231.

Dated: July 10, 2002

By: 
Karyn F. Massie

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

FILING COMPLETION UNDER RULE 53(f)

(NOT PCT Applications)
For Design, Provisional, or Utility Applications

PATENT
APPLICATIONCOMPLETION Under
Rule 53(f)

In re PATENT APPLICATION of

Attn: Application Division

Inventor(s): John C. REED; Ning KE; and Adam GODZIK

Appln. No.:	10	071,174	Atty.Dkt. P	087102/272558	M#	Client Ref
Series Code	1	Serial No. 1				

Filed: February 7, 2002

Title: APOPTOSIS MODULATOR BCL-B AND METHODS FOR MAKING AND USING SAME

Hon. Commissioner of Patents
Washington, DC 20231

Date: July 10, 2002

Sir:
The following completes the filing under Rule 53(f) of the above-identified patent application:

1. Notice to File Missing Parts copy attached not yet received

2. Signed Declaration attached. Original Facsimile/Copy

(Always "X" box 2 if filing signed Declaration and
"X" box 2A only if top box of the Declaration is X'd and file application copy, or
"X" box 2B only if none of the top three boxes of the Declaration is X'd.)

2A. Attached: Original signed Declaration with attached specification (including claim(s)) which is a copy of specification and claim(s) originally filed to secure the above filing date.

2B. The original application as filed in the PTO on the above filing date is the application which each inventor executed by signing the attached Rule 53 Declaration.

3. Specification originally filed in non-English language; hence verified translation attached of:

a. Abstract
b. # pages of Specification (only spec. & claims)
c. Drawing(s)

No of Sheets

 Fig(s).

4. Letter filing formal drawing attached.

5. Attached is an assignment and cover sheet. Please return the recorded assignment to the undersigned.

6. DOMESTIC/INTERNATIONAL priority is claimed under 35 USC 119(e)/120/365(c) based on the following provisional, nonprovisional and/or PCT international application(s):

Application No.	Filing Date	Application No.	Filing Date
(1) 60/267,166	February 7, 2001	(2)	
(3)		(4)	

7. FOREIGN priority is claimed under 35 USC 119(a)-(d)/365(b) based on filing in _____

8.

Application No.	Filing Date	Application No.	Filing Date
(1)		(2)	

9. (No.) Certified copy (copies): attached; previously filed (date) filed on _____
in U.S. Application No. /

10. Small Entity Status is Not claimed is claimed (file PAT-256 if this is the first claim of Small Entity Status)

11. Attached:

12. Please see the attached Preliminary Amendment which reduces the number of claims for purposes of reducing the initial filing fee.

**THE FOLLOWING FILING FEE IS BASED ON CLAIMS AS FILED LESS ANY
CHANGED BY PRELIMINARY AMENDMENT PER ITEM 12 ABOVE**

			Large/Small Entity		Fee Code
13. Basic Filing Fee	Design Application Not Design Application		\$330/\$165 \$740/\$370	+0	106/26 101/201
14. Total Effective Claims	minus 20 =		x \$18/\$9	+0	103/203
15. Independent Claims	minus 3 =		x \$84/\$42	+0	102/202
16. If any proper multiple dependent claim (ignore improper) is present, (Leave this line blank if this is a reissue application)			\$280/\$140	+0	104/204
17. Surcharge for filing Declaration/filing fee late			\$130/\$65	+65	105/205
18.			FILING FEE =	\$65	
19. Original due date:	June 3, 2002				
20. Petition is hereby made to extend the original due date to cover the date this response is filed for which the requisite fee is attached	(1 mo) (2mos) (3mos) (4mos)		\$110/\$55 = \$400/\$200 = \$920/\$460 = \$1,440/\$720 =	+200 116/215 116/216 117/217 118/218	
21. If "non-English" box 3 is X'd, add Rule 17(k) processing fee			\$130	+0	139
22. If "assignment" box 5 is X'd, add recording fee			\$40	+40	581
23. Petition Fee for			\$130	+0	
24.			TOTAL FEE =	\$305	
			FEE ENCLOSED		

Our Deposit Account No. 03-3975

Our Order No. 087102

0272558

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M#

CHARGE STATEMENT: The Commissioner is hereby authorized to charge any fee specifically authorized hereafter, or any missing or insufficient fee(s) filed, or asserted to be filed, or which should have been filed herewith or concerning any paper filed hereafter, and which may be required under Rules 16-18 (missing or insufficiencies only) now or hereafter relative to this application and the resulting Official document under Rule 20, or credit any overpayment, to our Account/Order Nos. shown in the heading hereof for which purpose a duplicate copy of this sheet is attached. This **CHARGE STATEMENT** does not authorize charge of the issue fee until/unless an issue fee transmittal form is filed.

**Pillsbury Winthrop LLP
Intellectual Property Group**

11682 El Camino Real, Suite 200
San Diego, CA 92130-2593
Tel: (619) 234-5000

By Atty: Robert M. Bedgood, Ph.D. Reg. No. 43,488

Sig: Robert M. Bedgood Fax: (858) 509-4010
Tel: (858) 509-4065

Atty/Sec: RMB/kfm

NOTE: File in duplicate with PTO receipt (PAT-103A) and attachments

Certificate of Mailing Under 37 C.F.R. §1.10

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Dated: July 10, 2002

By: *Karyn F. Myrie*
Karyn F. Myrie

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

FILING COMPLETION UNDER RULE 53(f)

(NOT PCT Applications)

For Design, Provisional, or Utility Applications

PATENT
APPLICATIONCOMPLETION Under
Rule 53(f)In re PATENT APPLICATION of

Attn: Application Division

Inventor(s): John C. REED; Ning KE; and Adam GODZIK

Appln. No.: 10 071,174

Atty.Dkt. P 087102/272558

Series Code 9

Serial No. 9

M#

Client Ref

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'X' box 2A only if top box of the Declaration is 'X'd and file application copy, or
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2B. The original application as filed in the PTO on the above filing date is the application which each inventor executed by signing the attached Rule 63 Declaration.

3. Specification originally filed in non-English language; hence verified translation attached of:

a. Abstract
 b. # pages of Specification(only spec. & claims)
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No of Sheets

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8.

Application No.	Filing Date	Application No.	Filing Date
(1)		(2)	

Completion Under Rule 53(f)

9. (No.) Certified copy (copies): attached; previously filed (date) _____
in U.S. Application No. / _____ filed on _____

10. Small Entity Status is Not claimed is claimed (file PAT-256 if this is the first claim of Small Entity Status)

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CHANGED BY PRELIMINARY AMENDMENT PER ITEM 12 ABOVE

			Large/Small Entity	Fee Code
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18.		FILING FEE =	\$65	
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20. Petition is hereby made to extend the original due date to cover the date this response is filed for which the requisite fee is attached	(1 mo) (2mos) (3mos) (4mos)	\$110/\$55 = \$400/\$200 = \$920/\$460 = \$1,440/\$720 =	+200 115/215 116/216 117/217 118/218	
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24.		TOTAL FEE =	\$305	

Our Deposit Account No. 03-3975

Our Order No.

087102

0272558

FEE ENCLOSED

CHARGE STATEMENT: The Commissioner is hereby authorized to charge any fee specifically authorized hereafter, or any missing or insufficient fee(s) filed, or asserted to be filed, or which should have been filed herewith or concerning any paper filed hereafter, and which may be required under Rules 18-18 (missing or insufficiencies only) now or hereafter relative to this application and the resulting Official document under Rule 20, or credit any overpayment, to our Account/Order Nos. shown in the heading hereof for which purpose a duplicate copy of this sheet is attached. This CHARGE STATEMENT does not authorize charge of the issue fee until/unless an issue fee transmittal form is filed.

Pillsbury Winthrop LLP
Intellectual Property Group

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Atty/Sec: RMB/kfm

By Atty: Robert M. Bedgood, Ph.D. Reg. No. 43,488Sig: Robert M. Bedgood Fax: (858) 509-4010

Tel: (858) 509-4065

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